

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
MC ALLEN DIVISION

UNITED STATES OF AMERICA,)	CASE NO: 7:12-CR-1136-6
)	
Plaintiff,)	CRIMINAL
)	
vs.)	McAllen, Texas
)	
MIGUEL ANGEL ROMO,)	Tuesday, December 18, 2012
)	
<u>Defendant.</u>)	(9:26 a.m. to 9:29 a.m.)

ARRAIGNMENT AND DETENTION HEARING

BEFORE THE HONORABLE DORINA RAMOS,
UNITED STATES MAGISTRATE JUDGE

<u>Appearances:</u>	See next page
Court Interpreter:	Maria Enriqueta Foraker (Not used)
Court Recorder:	Karen Lopez
Transcribed By:	Exceptional Reporting Services, Inc. P.O. Box 18668 Corpus Christi, Texas 78480-8668 361 949-2988

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ORIGINAL AND ONE COPY AT THE OFFICIAL RATE.
General Order 94-15, United States District Court,
Southern District of Texas.**

Proceedings recorded by electronic sound recording;
transcript produced by transcription service.

APPEARANCES FOR:

Plaintiff: JASON HONEYCUTT, ESQ.
Assistant United States Attorney
1701 W. Business Hwy. 83
Suite 600
McAllen, Texas 78501

Defendant: JUAN E. GONZALEZ, ESQ.
3110 E. Business Hwy. 83
Weslaco, Texas 78596

1 McAllen, Texas; Tuesday, December 18, 2012; 9:26 a.m.

2 (Call to Order)

3 **THE COURT:** Let me call for arraignment and
4 detention. This is M-12-1136, Miguel Angel Romo.

5 **MR. HONEYCUTT:** The United States present and ready.

6 **MR. GONZALEZ:** Juan Gonzalez for Mr. Romo, present
7 and ready.

8 **THE COURT:** Okay. Have you gone over the indictment
9 with him?

10 **MR. GONZALEZ:** Yes, I have, your Honor.

11 **THE COURT:** All right. And do you have any doubt as
12 to his competency to stand trial?

13 **MR. GONZALEZ:** I do not.

14 **THE COURT:** Do you anticipate he'll waive the reading
15 of the indictment and enter a plea of not guilty?

16 **MR. GONZALEZ:** That's correct, Judge.

17 **THE COURT:** Very well. Mr. Romo, I need to ask you
18 some questions so I need to place you under oath. Raise your
19 right hand please.

20 **(Defendant sworn)**

21 **THE COURT:** All right. You may put your hand down,
22 sir. Your true name is Miguel Angel Romo?

23 **THE DEFENDANT:** Yes.

24 **THE COURT:** And, sir, have you ever been in a mental
25 hospital?

1 **THE DEFENDANT:** No.

2 **THE COURT:** Have you ever been treated for a mental
3 illness, alcohol or drug addiction?

4 **THE DEFENDANT:** No.

5 **THE COURT:** Are you now under the influence of any
6 drug, alcohol or medication?

7 **THE DEFENDANT:** No.

8 **THE COURT:** And you did review the indictment with
9 your attorney?

10 **THE DEFENDANT:** Yes, ma'am.

11 **THE COURT:** Do you understand what it is that you're
12 charged with?

13 **THE DEFENDANT:** Yes.

14 **THE COURT:** Would you like the indictment read to you
15 or do you waive the reading?

16 **THE DEFENDANT:** Waive it.

17 **THE COURT:** You do understand this indictment charges
18 you with conspiracy to possess or the intent of distributing
19 more than 1,000 kilograms of marijuana; and if found guilty of
20 this charge, you're facing a minimum of 10 years in prison with
21 up to a maximum of life in prison and a fine not to exceed \$10
22 million?

23 **THE DEFENDANT:** Yes.

24 **THE COURT:** Do you understand the nature of the
25 charge and the penalty you're facing?

1 **THE DEFENDANT:** Yes, ma'am.

2 **THE COURT:** What is your plea to this charge, sir?
3 Guilty or not guilty?

4 **THE DEFENDANT:** Not guilty.

5 **THE COURT:** I will enter your plea of not guilty and
6 make a finding you're competent to stand trial. As to the
7 issue of detention, the Court takes judicial notice of the
8 pretrial services report. What is the Government's
9 recommendation?

10 **MR. HONEYCUTT:** Your Honor, detention, especially in
11 light of the fact that he's currently on federal supervised
12 release already with a motion to revoke pending, I believe he's
13 pled true to those allegations.

14 **MR. GONZALEZ:** Judge, at this time we are waiving the
15 detention hearing. I have discussed this with my client. I've
16 explained the situation and he's knowingly making a waiver of
17 the detention hearing.

18 **THE COURT:** Very well. And the Court does note the
19 nature of this offense, the quantity of marijuana involved.
20 Court notes you are a U.S. citizen. The Court also takes into
21 account your previous criminal history -- extensive criminal
22 history -- and will find that there are no conditions or
23 combination of conditions that will secure your appearance at
24 future court proceedings, and you are remanded to the custody
25 of the marshals. Thank you.

(This proceeding was adjourned at 9:29 a.m.)

CERTIFICATION

I certify that the foregoing is a correct transcript from the electronic sound recording of the proceedings in the above-entitled matter.

A handwritten signature in cursive script, appearing to read "Toni Hudson", is positioned above a horizontal line.

Signed

March 28, 2013

Dated

TONI HUDSON, TRANSCRIBER